

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

PERNOD RICARD USA, LLC.,

Plaintiff,

v.

BACARDI U.S.A., INC.,

Defendant.

C.A. No. 06-505 (SLR)

STIPULATION AND ORDER

IT IS HEREBY STIPULATED AND AGREED, subject to order of the Court, by and between counsel for the parties, that Bacardi U.S.A., Inc.'s time to move, answer or otherwise respond to the complaint filed in the above-captioned action is hereby extended through and including September 20, 2006.

/s/ Rodger D. Smith II

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IT IS SO ORDERED this ____ day of September, 2006.

Honorable Sue L. Robinson